

## Message Text

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ORIGIN VO-03

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FM SECSTATE WASHDC

TO AMCONSUL MONTERREY

UNCLAS STATE 197155

VISAS

E.O. 11652: N/A

TAGS: CVIS, MX

SUBJECT: K VISA INTERVIEWS

REFERENCE: MONTERREY 591

1. DEPARTMENT UNDERSTANDS AND SYMPATHIZES WITH MONTERREY'S CONCERN ABOUT "K" VISA PETITION BEING USED TO FACILITATE FRAUDULENT ENTRY OF ALIENS. AS POST POINTS OUT, HOWEVER, CONGRESS' INTENT IN AUTHORIZING "K" VISA WAS TO ENABLE U.S. CITIZENS TO BRING THEIR ALIEN FIANCES TO U.S. FOR MARRIAGE WITHOUT NECESSITY TO TRAVEL ABROAD. REQUIRING PETITIONING FIANCE'S TO TRAVEL ABROAD FOR INTERVIEW WOULD THUS BE DIRECTLY CONTRARY TO INTENT OF CONGRESS.

2. PROPER PROCEDURE IN SUSPECTED FRAUDULENT "K" CASES WOULD BE FOR CONSULAR OFFICER TO CONDUCT A THOROUGH INTERVIEW OF BENEFICIARY, COVERING ALL SUSPECTED POINTS IN DETAIL. AFFIDAVIT OF BENEFICIARY SHOULD BE SENT TO INS OFFICE WHICH APPROVED PETITION TOGETHER WITH FULL STATEMENT OF CONSULAR OFFICER'S SUSPICIONS. INS WILL THEN REINTERVIEW PETITIONER AND, IF SUCH ACTION IS JUSTIFIED,

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REVOKE PETITION.

3. IF U.S. CITIZEN PETITIONER WISHES TO TRAVEL ABROAD IN

ORDER TO SAVE TIME IN PROCESSING FIANCE'S APPLICATION;  
HE MAY, OF COURSE, DO SO. A VISA MAY NOT PROPERLY BE  
REFUSED, HOWEVER, BASED SOLELY ON THE REFUSAL OF THE  
PETITIONER TO APPEAR BEFORE THE CONSULAR OFFICER.

4. THE DEPARTMENT ALSO RECOGNIZES THAT IN SOME CASES IT  
WILL BE NECESSARY TO ISSUE A VISA SIMPLY BECAUSE OF THE  
DIFFICULTY OF PROVING OR DISPROVING INTENT. THE DEPART-  
MENT WOULD NOT OBJECT IN SUCH CASES TO THE POST'S INFORM-  
ING THE APPROPRIATE INS OFFICE OF ITS SUSPICION SO THAT  
INS CAN VERIFY WHETHER THE PETITIONER AND THE BENEFICIARY  
HAVE IN FACT COMPLIED WITH THE TERMS OF THE "K" VISA. KISSINGER

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**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 19 AUG 1975  
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**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
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